

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

RICHARD MATTHEW MINIELLY

Plaintiff,

v.

ACME CRYOGENICS, INC., JOEL
HANSEN, TERRY BRUBAKER,
ROBERT MUIR, ROBERT AURITT,
And PETER LEONE,

Defendants.

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CIVIL ACTION

NO. 15-6164

ORDER

AND NOW, this 28th day of March 2016, it is hereby **ORDERED** as follows:

1. Plaintiff Richard Matthew Minielly's First Motion to Remand to State Court (ECF 8) is **DENIED**.
2. Defendants' Motion to Dismiss for Failure to State a Claim (ECF 6) is **GRANTED**. Counts I, II, III, IV, V, and VII are **DISMISSED**.
3. Plaintiff Richard Matthew Minielly is **GRANTED** leave to file an amended complaint as to Count IV and Count(s) VII.

BY THE COURT:

/s/ Lawrence F. Stengel
LAWRENCE F. STENGEL, J